

(Stipulating Parties Listed on Signature Pages)

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Case No. 07-5944 SC
MDL No. 1917

This Document Relates to:

Electrograph Systems, Inc., et al. v. Hitachi, Ltd., et al., No. 11-cv-01656;

Stoebner, et al. v. LG Electronics, et al., No. 11-cv-05381;

Siegel v. Hitachi, Ltd., et al., No. 11-cv-05502;

Best Buy Co., Inc., et al. v. Hitachi, Ltd., et al., No. 11-cv-05513;

Target Corp, et al. v. Chunghwa Picture Tubes, Ltd., et al., No. 11-cv-05514;

Interbond Corporation of America v. Hitachi, et al., No. 11-cv-06275;

Office Depot, Inc. v. Hitachi Ltd., et al., No. 11-cv-06276;

CompuCom Systems, Inc. v. Hitachi, Ltd., et al., No. 11-cv-06396;

Costco Wholesale Corporation v. Hitachi, Ltd., et al., No. 11-cv-06397;

**STIPULATION AND [PROPOSED]
ORDER ENLARGING TWEETER'S
TIME TO FILE AMENDED
COMPLAINTS, AND SETTING
SCHEDULE FOR DEFENDANTS TO
ANSWER OR OTHERWISE
RESPOND TO CERTAIN DIRECT
ACTION PLAINTIFF COMPLAINTS**

STIPULATION AND [PROPOSED] ORDER ENLARGING TWEETER'S TIME TO FILE
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P.C. Richard & Son Long Island Corporation, et al., v. Hitachi, Ltd., et al.,
No. 12-cv-02648;

Schultze Agency Services, LLC, et al. v. Hitachi, Ltd., et al., No. 12-cv-02649.

White & Case LLP
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1 Pursuant to Civil Local Rules 6-2 and 7-12, the undersigned Defendants and Plaintiffs
2 have conferred by and through their counsel and, subject to the Court's approval, HEREBY
3 STIPULATE AS FOLLOWS:

4 WHEREAS, there is pending in the United States District Court for the Northern
5 District of California a multidistrict consolidated proceeding comprised of actions brought on
6 behalf of purported purchasers of cathode ray tubes ("CRT") and CRT products, captioned as
7 *In re: Cathode Ray Tube (CRT) Antitrust Litigation*, Case No. 3:07-cv-05944 SC (MDL No
8 1917) (the "MDL Proceedings");

9 WHEREAS, the Direct Action Plaintiffs ("DAPs") filed complaints asserting claims
10 under federal and various states' laws against the Defendants based on an alleged conspiracy
11 to fix the prices of CRTs from March 1, 1995 to November 25, 2007 ("DAPs' CRT
12 Claims");

13 WHEREAS, on August 21, 2013, the Court issued an Order Adopting in Part and
14 Modifying in Part Special Master's Report and Recommendation on Defendants' Motion to
15 Dismiss the Direct Action Plaintiffs' Complaints ("August 21, 2013 Order") [Dkt. No. 1856]
16 in which the Court dismissed with leave to amend the DAPs' Massachusetts claims under the
17 state consumer protection statute;

18 WHEREAS, the Court's August 21, 2013 Order requires that the DAPs file amended
19 complaints, if they so choose, within thirty (30) days of the order's signature date, *i.e.*, on or
20 before September 20, 2013; and

21 WHEREAS, DAP Schultze Agency Services, LLC on behalf of Tweeter Opco, LLC
22 and Tweeter Newco, LLC ("Tweeter") intends to amend its Massachusetts claim and the
23 undersigned Defendants have agreed to Tweeter's request for an additional fourteen (14)
24 days to file its amended complaint;

25 WHEREAS, Tweeter has agreed to the undersigned Defendants' request for
26 additional time to answer or move to dismiss Tweeter's amended complaint;

27 WHEREAS, the remaining undersigned DAPs have agreed to Defendants' request for
28 additional time to answer their complaints;

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1 NOW, THEREFORE, IT IS HEREBY STIUPLATED AND AGREED between
 2 counsel for the undersigned DAPs and counsel for the undersigned Defendants in the above-
 3 captioned actions, as follows:

- 4 1. Tweeter's amended complaint shall be due by October 4, 2013;
- 5 2. The Defendants' (i) answers to or motions to dismiss the Tweeter amended
 6 complaint; and (ii) answers to the remaining undersigned DAPs' complaints,
 7 shall be due by November 4, 2013;
- 8 3. Tweeter's responses to any motions to dismiss shall be due by December 6,
 9 2013;
- 10 4. The Defendants' reply briefs shall be due by December 20, 2013; and
- 11 5. This stipulation does not pertain to any amendment that may flow from the
 12 Court's ruling on the Direct Action Plaintiffs' Motion for Leave to File
 13 Amended Complaints [Dkt. No. 1609].

14
 15 Dated: September 20, 2013

Respectfully submitted,

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1 **ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)**

2 I, Lucius B. Lau, attest that concurrence in the filing of this document has been
3 obtained from all signatories. I declare under penalty of perjury under the laws of the
4 United States of America that the foregoing is true and correct. Executed this 20th day of
5 September, 2013, at Washington, DC.

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8 By: /s/ *Lucius B. Lau*
9 Lucius B. Lau

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1 PURSUANT TO STIPULATION, IT IS SO ORDERED.

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3 Dated: _____

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5 Hon. Samuel Conti
6 United States District Judge
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On September 20, 2013, I caused a copy of the “STIPULATION AND [PROPOSED] ORDER ENLARGING TWEETER’S TIME TO FILE AMENDED COMPLAINTS, AND SETTING SCHEDULE FOR DEFENDANTS TO ANSWER OR OTHERWISE RESPOND TO CERTAIN DIRECT ACTION PLAINTIFF COMPLAINTS” to be electronically filed via the Court’s Electronic Case Filing System, which constitutes service in this action pursuant to the Court’s order of September 29, 2008.

By: /s/ Lucius B. Lau
Lucius B. Lau (*pro hac vice*)

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